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RECEIVED IN CHAMBERS  
 OF NAOMI REICE BUCHWALD

**6/26/08**

UNITED STATES DISTRICT JUDGE

June 26, 2008

By Telecopier to 212 805 7927  
 The Hon. Naomi R. Buchwald  
 United States District Court for the Southern  
 District of New York  
 500 Pearl Street, Room 2270  
 New York, NY 10007

Re: Tombers v. IndyMac Bank, F.S.B., 08 Civ. 5068 (NRB) (JCF)  
 (NY Cty. S. Ct. Index No. 601310/08)

Dear Judge Buchwald:

We represent plaintiff. Pursuant to the Court's request, the parties have agreed upon the following briefing schedule for plaintiff's motion for remand and payment of just costs pursuant to 28 U.S.C. § 1447(c) and defendant's motion to dismiss pursuant to Fed. R. Civ. P. 12(b)(6):

Plaintiff's motion to remand: served by e-mail on 6-30-08;

Defendant's opposition to motion to remand and defendant's motion to dismiss: served by e-mail on 7-18-08;

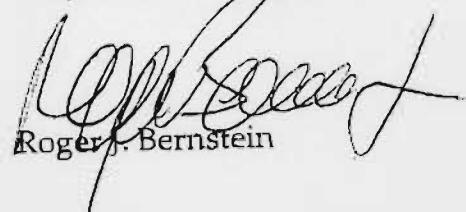
Plaintiff's reply in support of motion to remand and opposition to defendant's motion to dismiss: served by e-mail on 8-5-08;

Defendant's reply in support of motion to dismiss: served by e-mail on 8-25-08.

So  
 ordered  
 Naomi  
 Buchwald  
 6/27/08

The Hon. Naomi R. Buchwald  
June 26, 2008  
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Respectfully submitted,



Roger J. Bernstein

cc. Casey D. Laffey, Esq. (by e-mail)  
Richard Gottlieb, Esq. (by e-mail)  
*Co-Counsel for Defendant*